

1 MELANIE D. MORGAN, ESQ.
2 Nevada Bar No. 8215
3 SCOTT R. LACHMAN, ESQ.
4 Nevada Bar No. 12016
5 AKERMAN LLP
6 1635 Village Center Circle, Suite 200
7 Las Vegas, Nevada 89134
8 Telephone: (702) 634-5000
9 Facsimile: (702) 380-8572
10 Email: melanie.morgan@akerman.com
11 Email: scott.lachman@akerman.com

12 *Attorneys for Bank of America, N.A.*

13
14
15 **UNITED STATES DISTRICT COURT**
16 **DISTRICT OF NEVADA**

17 10007 LIBERTY VIEW LLC, a Nevada limited
18 liability company,

19 Case No.: 2:22-cv-00570-JCM-BNW

20 Plaintiff,

21 vs.

22 BANK OF AMERICA, N.A., a national
23 association; its Successors and Assigns;
24 NATIONAL DEFAULT SERVICING
25 CORPORATION, a foreign business entity; and
DOES and ROE CORPORATIONS 1 through
10, inclusive,

**AMENDED STIPULATION TO
CONTINUE DEADLINE FOR BANK OF
AMERICA TO FILE RESPONSIVE
PLEADING**

(First Request)

26 Defendants.

27 Plaintiff 10007 Liberty View LLC and defendant Bank of America, N.A. (**BANA**) stipulate
28 to an extension of BANA's deadline to file a responsive pleading to plaintiff's complaint by fourteen
(14) days, up to and including Monday, May 2, 2022. *See* LR IA 6-1. BANA's deadline was
Monday, April 18, 2022. Good cause exists to extend this deadline because the parties have
exchanged the documents necessary to explore settlement in good faith and without incurring
additional fees and costs. Plaintiff has consented to the requested extension.

29 Excusable neglect exists pursuant to LR IA 6-1 because, despite the undersigned counsel's
30 best efforts, she was unable to complete the stipulation and secure opposing counsel's approval for
31 filing during business hours on April 18, 2022. Both of undersigned counsel's children were sick

1 that day, and one had a doctor's appointment that afternoon that took significantly longer than
 2 anticipated. In addition, undersigned counsel's colleague, Scott Lachman, was in an all-day
 3 evidentiary hearing in state court and unavailable to assist with the stipulation.

4 Counsel submitted the original stipulation the next morning, April 19, 2022, at 9:44 a.m.
 5 [ECF No. 5]. The court denied the stipulation without prejudice for failure to demonstrate excusable
 6 neglect as required by LR IA 6-1 since the stipulation was filed after the April 18, 2022 deadline for
 7 filing the responsive pleading. [ECF No. 7] The parties submit this amended stipulation in good
 8 faith in order to demonstrate excusable neglect as required by LR IA 6-1. This stipulation is not
 9 brought for purposes of delay.

10 DATED this 21st day of April, 2022.

11 **AKERMAN LLP**

12 /s/ Melanie D. Morgan
 13 MELANIE D. MORGAN, ESQ.
 14 Nevada Bar No. 8215
 15 SCOTT R. LACHMAN, ESQ.
 16 Nevada Bar No. 12016
 17 1635 Village Center Circle, Suite 200
 18 Las Vegas, NV 89134
 19
Attorneys for Bank of America, N.A.

20 **ROGER P. CROTEAU & ASSOCIATES, LTD**

21 /s/ Edgar C. Smith
 22 ROGER P. CROTEAU, ESQ.
 23 Nevada Bar No. 4958
 24 CHRISTOPHER L. BENNER, ESQ.
 25 Nevada Bar No. 8963
 26 EDGAR C. SMITH, ESQ.
 27 Nevada Bar No.
 28 2810 W. Charleston Boulevard, Suite 75
Attorneys for 10007 Liberty View LLC

29 **ORDER**

30 **IT IS SO ORDERED**

31 **DATED:** 9:44 am, April 25, 2022

32 

33 **BRENDA WEKSLER**
 34 **UNITED STATES MAGISTRATE JUDGE**